ATTORNEY DOCKET NO.: EMC03-24(03122)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Qing Guo Serial No.: 10/749.114

For: METHODS AND APPARATUS FOR MEASURING NETWORK

PERFORMANCE

Filing Date: December 30, 2003 Examiner: Sulaiman Nooristany

Art Unit: 2146 Conf. No.: 3159

Certificate of Transmission Under 37 C.F.R. §1.8

I hereby certify that this correspondence is being electronically transmitted to the United States Patent and Trademark Office via the EFS-Web system on:

Date: January 15, 2008 By: Shaun P. Montana

(Typed or printed name of person transmitting document, whose signature appears below)

MAIL STOP AMENDMENT

Commissioner for Patents PO Box 1450

Alexandria, Virginia 22313

Sir:

AMENDMENT AND RESPONSE

In response to the Office Action mailed on October 15, 2007, please amend the above-identified Application as follows:

Amendments to the claims are reflected in the listing of claims beginning on page 2 of this paper.

Remarks begin on page 21 of this paper.